



Government of **Western Australia**
Department of **Lands**

**Submission to Parliament
under Section 45(4)
of the *Land Administration Act 1997***

PROPOSAL

Submission No: 2/2015

**Submitted by the
Minister for Lands**

on of 20
(day) (month) (year)

**SUBMISSION TO PARLIAMENT
UNDER SECTIONS 42(4), 44(1) OR 45(4)
OF THE LAND ADMINISTRATION ACT 1997**

The proposal detailed in this report is required by the above provisions to be laid before each House of Parliament.

Section 43 of the *Land Administration Act 1997* provides as follows:

43(1) *If, after a proposal is laid before each House of Parliament under Sections 42(4), 44(1) or 45(4) notice of a resolution disallowing the proposal –*

- (a) is not given in either House of Parliament within 14 sitting days of that House after the proposal was laid before it, the proposed reduction, excision, cancellation, change, grant or permission may be implemented by order after the last day of the later of those periods of 14 sitting days;*
 - (b) is given in either or both of the Houses of Parliament within 14 sitting days of that House, or each of those Houses, after the proposal was laid before it, but that resolution is not lost in that House or each of those Houses within 30 sitting days after the proposal was laid before it, the proposed reduction, excision, cancellation, change, grant or permission lapses; or*
 - (c) is given in either or both of the Houses of Parliament within 14 sitting days of that House, or each of those Houses, after the proposal was laid before it, but that resolution is lost in that House or each of those Houses within 30 sitting days after the proposal was laid before it, the proposed reduction, excision, cancellation, change, grant or permission may be implemented by order after that loss or after the later of those losses, as the case requires.*
- (2) It does not matter whether or not a number of sitting days referred to in subsection (1) or some of them occur during –*
- (a) the same session of Parliament; or*
 - (b) the same Parliament,*

as that in which the relevant proposal is laid before the House of Parliament concerned.

The proposal set out in this report is accordingly tabled in this House on

this.....^{13th}..... day of^{July}.....2015


HON TERRY REDMAN MLA
MINISTER FOR LANDS

(or his representative in the Legislative Council)

**EXCISION OF LAND FROM CLASS A RESERVE 27575 UNDER SECTION 45(4) OF
THE LAND ADMINISTRATION ACT 1997**

Class 'A' Reserve 27575 is under the care, control and management of the National Parks of Western Australia (NPWA), with the responsible agency being the Department of Parks and Wildlife. It is currently set aside for the purpose of "National Park", with a management order issued in favour of the NPWA.

A number of portions of Reserve 27575, described as Lot 701 on Deposited Plan 405358, Lot 702 on Deposited Plan 405359 and Lot 708 on Deposited Plan 405360 (Annexure 1), are required for the widening, construction and dedication of Hester Avenue and Neerabup Road. In total, 1.2 hectares of the reserve will be excised and dedicated as public road reserve.

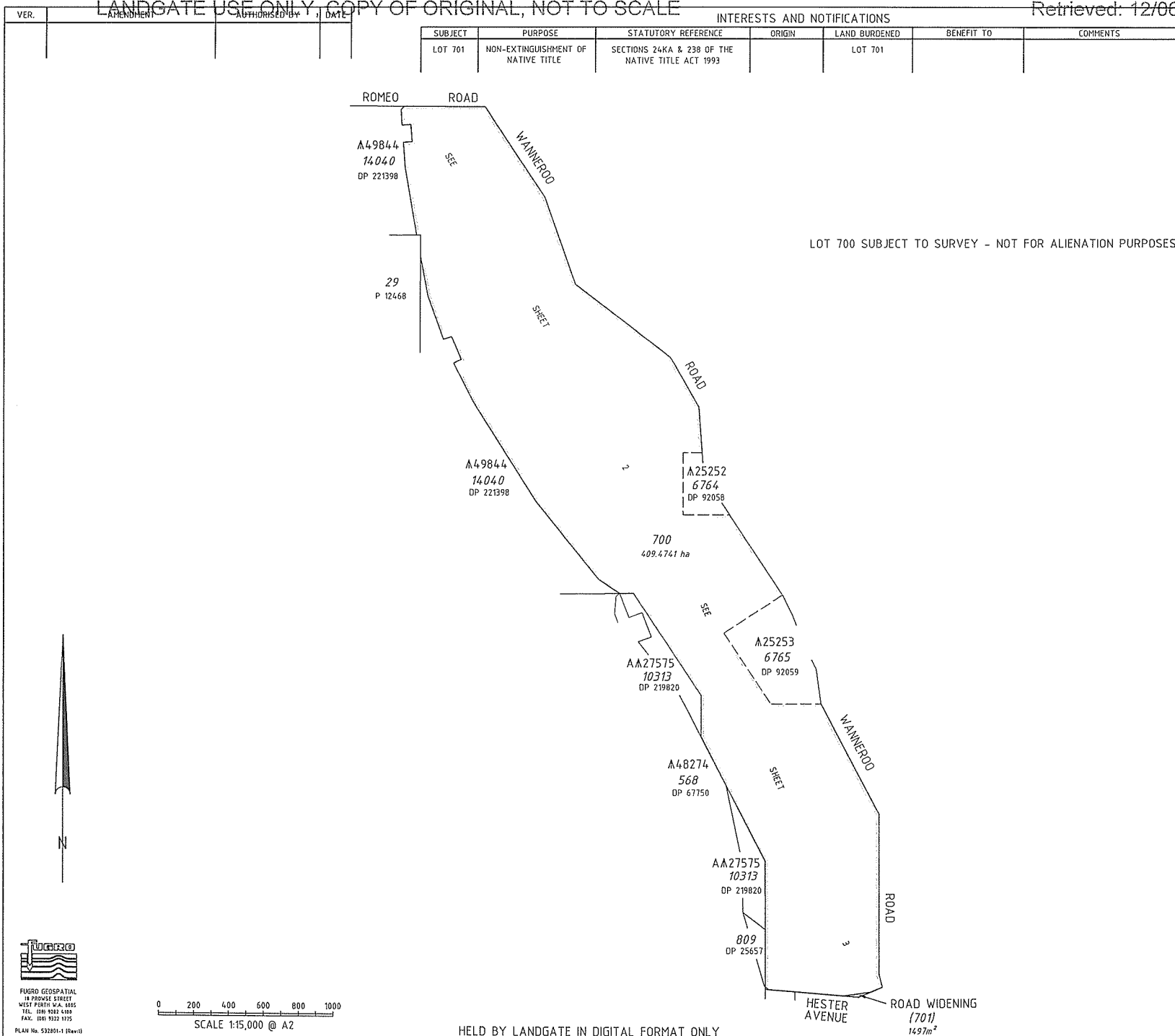
The proposal was advertised in The West Australian newspaper on 4 May 2015. At the conclusion of the thirty-day notification period, no objections were received. However, there was one enquiry from a member of the public requesting entry to the subject land to relocate protected flora from the area. This query is being dealt with by the MRWA. The proposal has been referred to the Members for the North Metropolitan Region and the Member for Wanneroo.

As Reserve 27575 has a Class 'A' status, it is necessary to obtain the approval of both Houses of Parliament to excise the subject land and dedicate for road purposes.

A SmartPlan has been attached for your reference (Annexure 2).

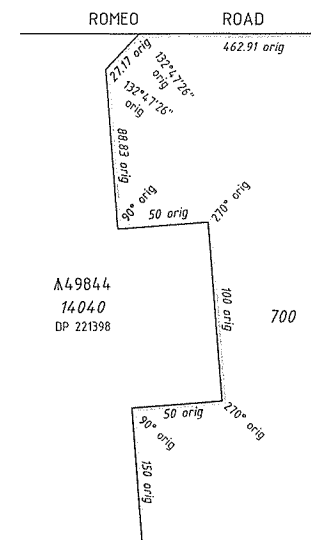
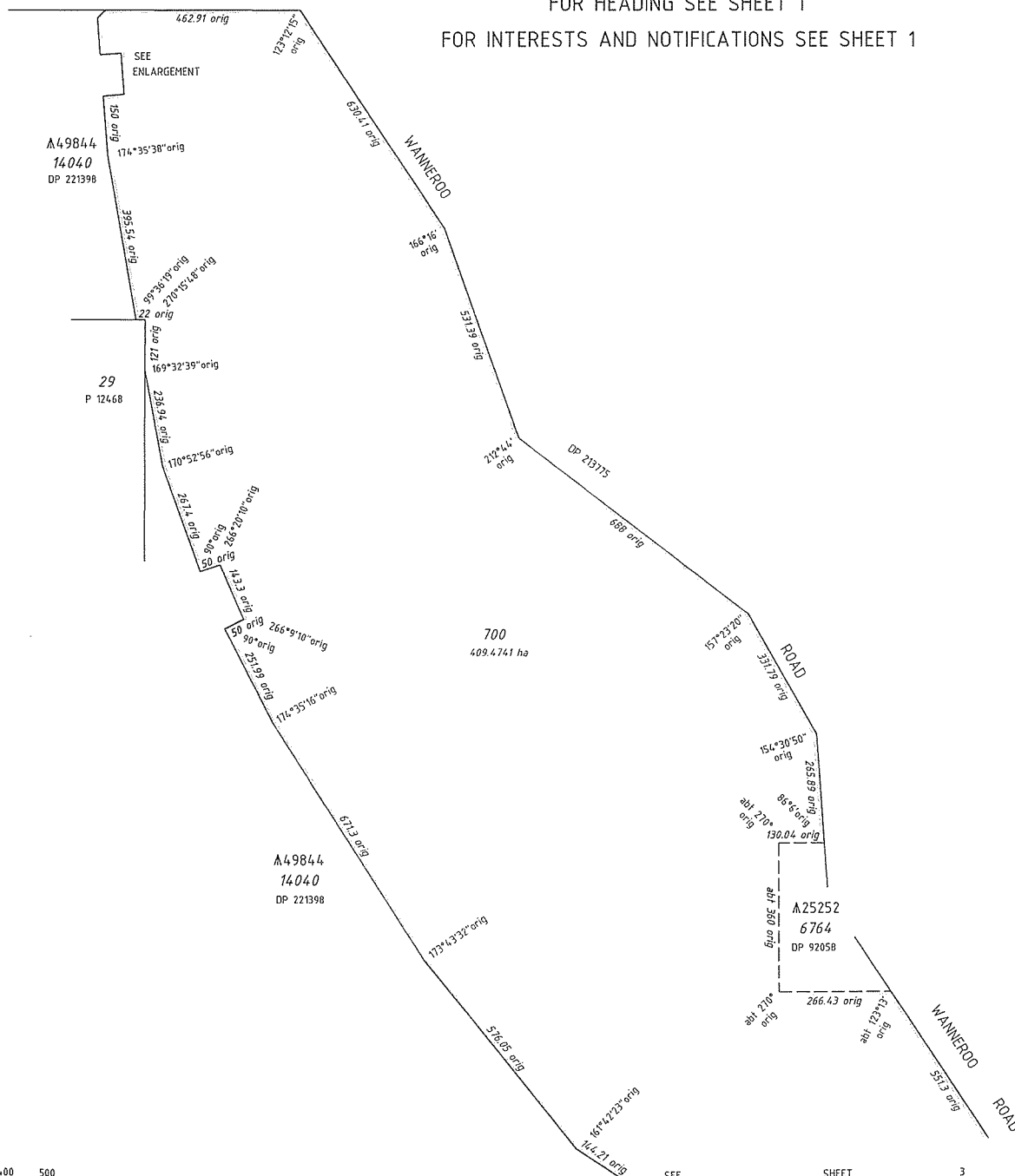
**ELECTORAL DISTRICT OF NORTH
METROPOLITAN REGION
CITY OF WANNEROO**

ANNEXURE 1



TYPE	CROWN	S.S.A. NO
PURPOSE	SUBDIVISION	
PLAN OF	LOT 700 & ROAD WIDENING (LOT 701)	
FORMER TENURE	LOT 588 ON DP 69319 C/T LR3162-190	
LOCAL AUTHORITY	CITY OF WANNEROO	
LOCALITY	NOWERGUP	
D.O.L. FILE	119-2015	
FIELD RECORD	130520	
SURVEYOR'S CERTIFICATE - REG 54 I, NEIL BARTLETT hereby certify that this plan is accurate and is a correct representation of the - (a) *survey; and/or (b) *calculations from measurements recorded in the field records, [* delete if inapplicable] undertaken for the purposes of this plan and that it complies with the relevant written laws) in relation to which it is lodged. <i>Neil Bartlett</i> LICENSED SURVEYOR 12/03/2015 DATE		
30-MAR-15 DATE	\$0.00 FEE PAID	17059571 ASSESS No.
I.S.C.		
EXAMINED DJH 21/4/15 DATE		
WESTERN AUSTRALIAN PLANNING COMMISSION FILE EXEMPT FROM WAPC APPROVAL Delegated under S.16 P&D Act 2005 DATE		
IN ORDER FOR DEALINGS SUBJECT TO RESERVE ACTION SEC 28(1) LAA 21/4/15 FOR INSPECTOR OF PLANS AND SURVEYS DATE		
APPROVED INSPECTOR OF PLANS AND SURVEYS (S. 18 Licensed Surveyors Act 1969) DATE		
 GOVERNMENT OF WESTERN AUSTRALIA		
DEPOSITED PLAN 405358 SHEET 1 OF 3 SHEETS VERSION 1		

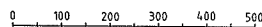
FOR HEADING SEE SHEET 1
FOR INTERESTS AND NOTIFICATIONS SEE SHEET 1



ENLARGEMENT
SCALE 1:2000



FUGRO GEOSPATIAL
18 PRODUCE STREET
WEST PERTH W.A. 6005
TEL: (08) 9322 4386
FAX: (08) 9322 1715
PLAN No. 532821-1 (Rev.0)






SCALE 1:7500 @ A2

HELD BY LANDGATE IN DIGITAL FORMAT ONLY

SEE

SHEET

3

 LICENSED SURVEYOR		12/03/2015 DATE
 GOVERNMENT OF WESTERN AUSTRALIA		 Landgate
DEPOSITED PLAN <h1>405358</h1>		
SHEET 2 OF 3 SHEETS VERSION 1		

FOR HEADING SEE SHEET 1
FOR INTERESTS AND NOTIFICATIONS SEE SHEET 1

A49844
14040
DP 221398

569
DP 67750

A48274
568
DP 67750

AA27575
10313
DP 219820

A48274
568
DP 67750

AA27575
10313
DP 219820

569
DP 67750

14067
DP 195479

14145
DP 195479

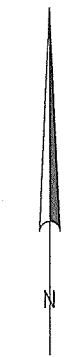
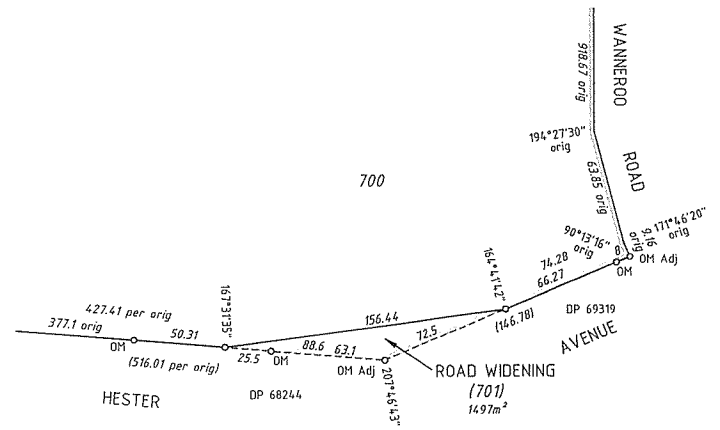
A25253
6765
DP 92059

DP 23715

DP 21376

HESTER AVENUE

ROAD WIDENING
(701)
1497m²



FUGRO GEOSPATIAL
16 PRODUCE STREET
WEST PERTH W.A. 6155
TEL (08) 9382 4189
FAX (08) 9382 0155
PLAN No. 532001-1 (Rev 0)

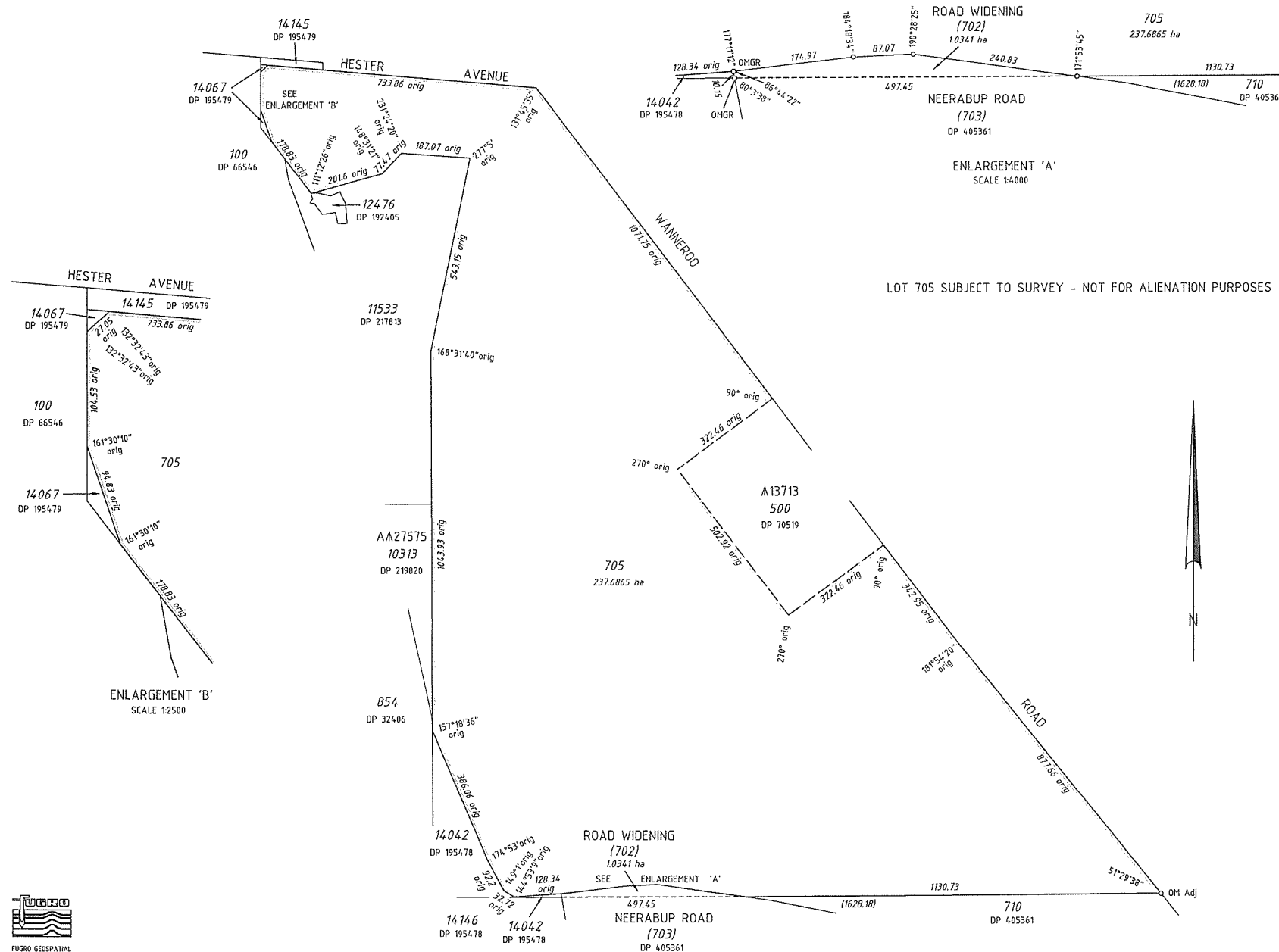
0 100 200 300 400 500
SCALE 1:7500 @ A2



HELD BY LANDGATE IN DIGITAL FORMAT ONLY

		12/03/2015
LICENSED SURVEYOR		DATE
		
DEPOSITED PLAN 405358		
SHEET 3 OF 3 SHEETS VERSION 1		

VER.	APPENDIX	AUTHORISED BY	DATE

SUBJECT	PURPOSE	STATUTORY REFERENCE	ORIGIN	LAND BURDENED	BENEFIT TO	COMMENTS
LOT 702	NON-EXTINGUISHMENT OF NATIVE TITLE	SECTIONS 24KA & 238 OF THE NATIVE TITLE ACT 1993		LOT 702		



TYPE	CROWN	S.S.A. NO
PURPOSE	SUBDIVISION	
PLAN OF	LOT 705 & ROAD WIDENING (LOT 702)	
FORMER TENURE	LOT 304 ON DP 70747 C/T LR3162-187	
LOCAL AUTHORITY	CITY OF WANNEROO	
LOCALITY	NEERABUP	
D.O.L. FILE	119-2015	
FIELD RECORD	130523	
<p>SURVEYOR'S CERTIFICATE - REG 54</p> <p>I, NEIL BARTLETT hereby certify that this plan is accurate and is a correct representation of the -</p> <p>(a) *survey; and/or</p> <p>(b) *calculations from measurements recorded in the field records.</p> <p>[* delete if inapplicable]</p> <p>undertaken for the purposes of this plan and that it complies with the relevant written law(s) in relation to which it is lodged.</p> <p><i>Neil Bartlett</i> 12/03/2015 LICENSED SURVEYOR DATE</p>		
<p>LODGED</p> <p>31-MAR-15 \$0.00 17065838 DATE FEE PAID ASSESS No.</p>		
<p>I.S.C.</p> <p>EXAMINED DJH 21/4/15 DATE</p>		
<p>WESTERN AUSTRALIAN PLANNING COMMISSION</p> <p>FILE</p> <p>EXEMPT FROM WAPC APPROVAL</p> <p>Delegated under S.16 P&D Act 2005 DATE</p>		
<p>IN ORDER FOR DEALINGS</p> <p>SUBJECT TO</p> <p>RESERVE ACTION</p> <p>SEC 28(1) LAA</p> <p>21/4/15 FOR INSPECTOR OF PLANS AND SURVEYS DATE</p>		
<p>APPROVED</p> <p>INSPECTOR OF PLANS AND SURVEYS DATE (S. 16 Licensed Surveyors Act 1999)</p>		
<p> </p> <p>GOVERNMENT OF WESTERN AUSTRALIA</p>		
<p>DEPOSITED PLAN</p> <p>405359</p> <p>SHEET 1 OF 1 SHEETS</p> <p>VERSION 1</p>		



FUGRO GEOSPATIAL
 18 PRINCE STREET
 WEST PERTH W.A. 6155
 TEL: (08) 9332 4100
 FAX: (08) 9332 3775

PLAN No. 522801-7 (Rev1)

HELD BY LANDGATE IN DIGITAL FORMAT ONLY

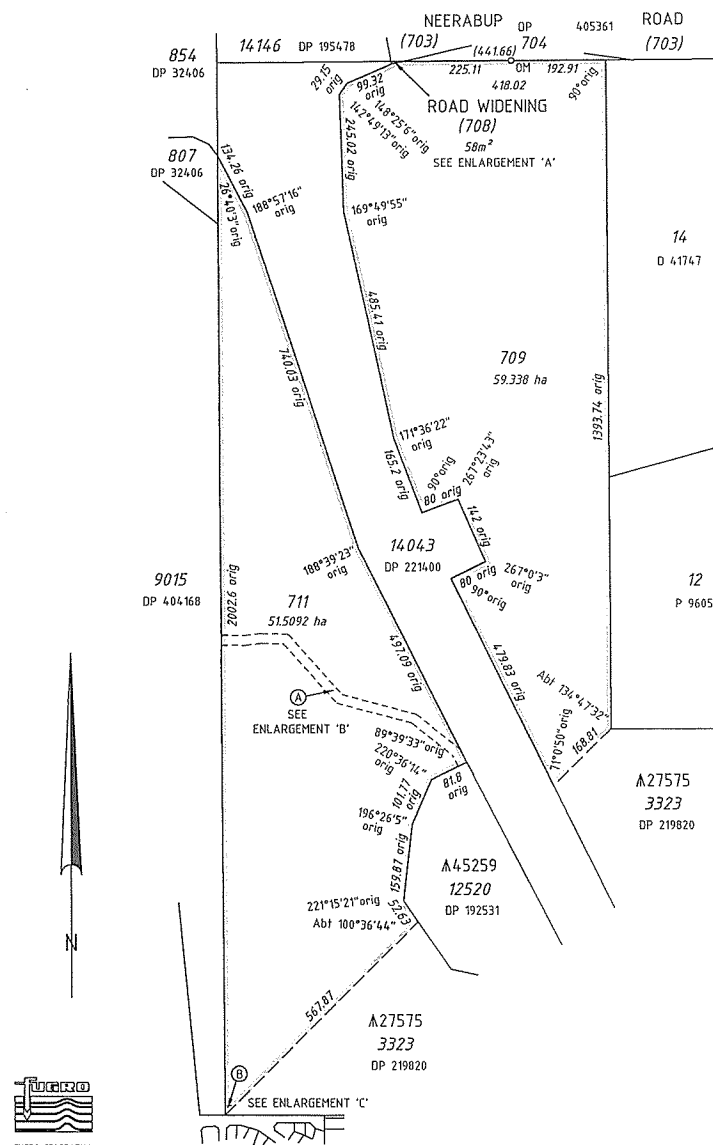
LANDGATE USE ONLY COPY OF ORIGINAL, NOT TO SCALE

VER. APPENDMENT AUTHORIZED BY DATE

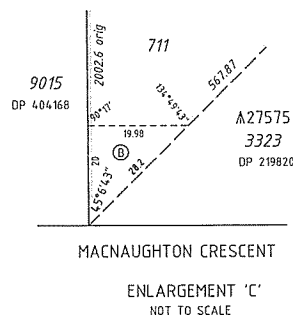
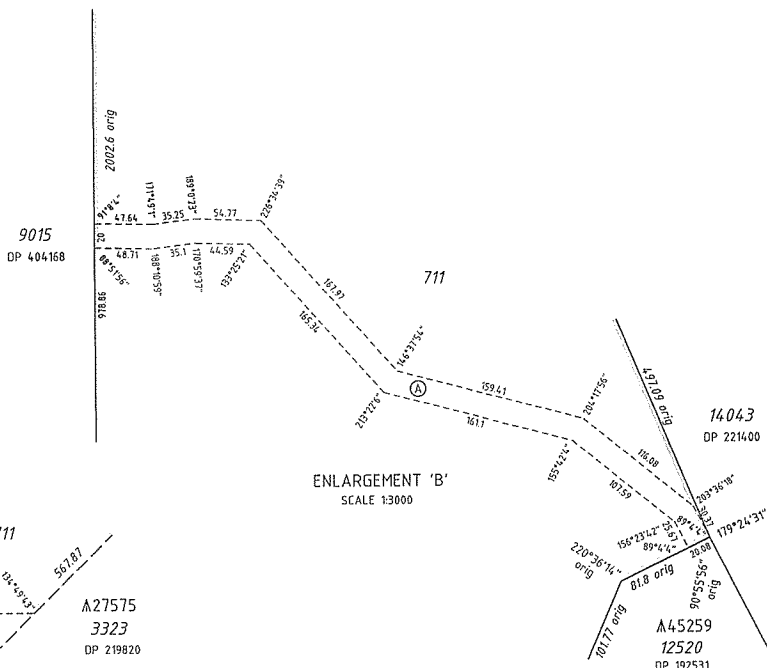
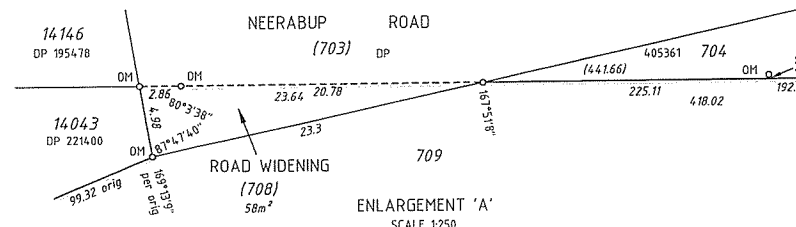
INTERESTS AND NOTIFICATIONS

SUBJECT	PURPOSE	STATUTORY REFERENCE	ORIGIN	LAND BURDENED	BENEFIT TO	COMMENTS
(A)	EASEMENT		DOC 1902893	LOT 711	WATER CORPORATION	
(B)	EASEMENT		DOC J809940	LOT 711	WATER CORPORATION	
LOT 708	NON-EXTINGUISHMENT OF NATIVE TITLE	SECTIONS 24KA & 23B OF THE NATIVE TITLE ACT 1993		LOT 708		

LOTS 709 & 711 SUBJECT TO SURVEY
NOT FOR ALIENATION PURPOSES





FUGRO GEOSPATIAL
18 PROVIDE STREET
WEST PERTH W.A. 6155
TEL. (08) 9382 4300
FAX. (08) 9322 1775
PLAN NO. 532091-2 (REV.01)

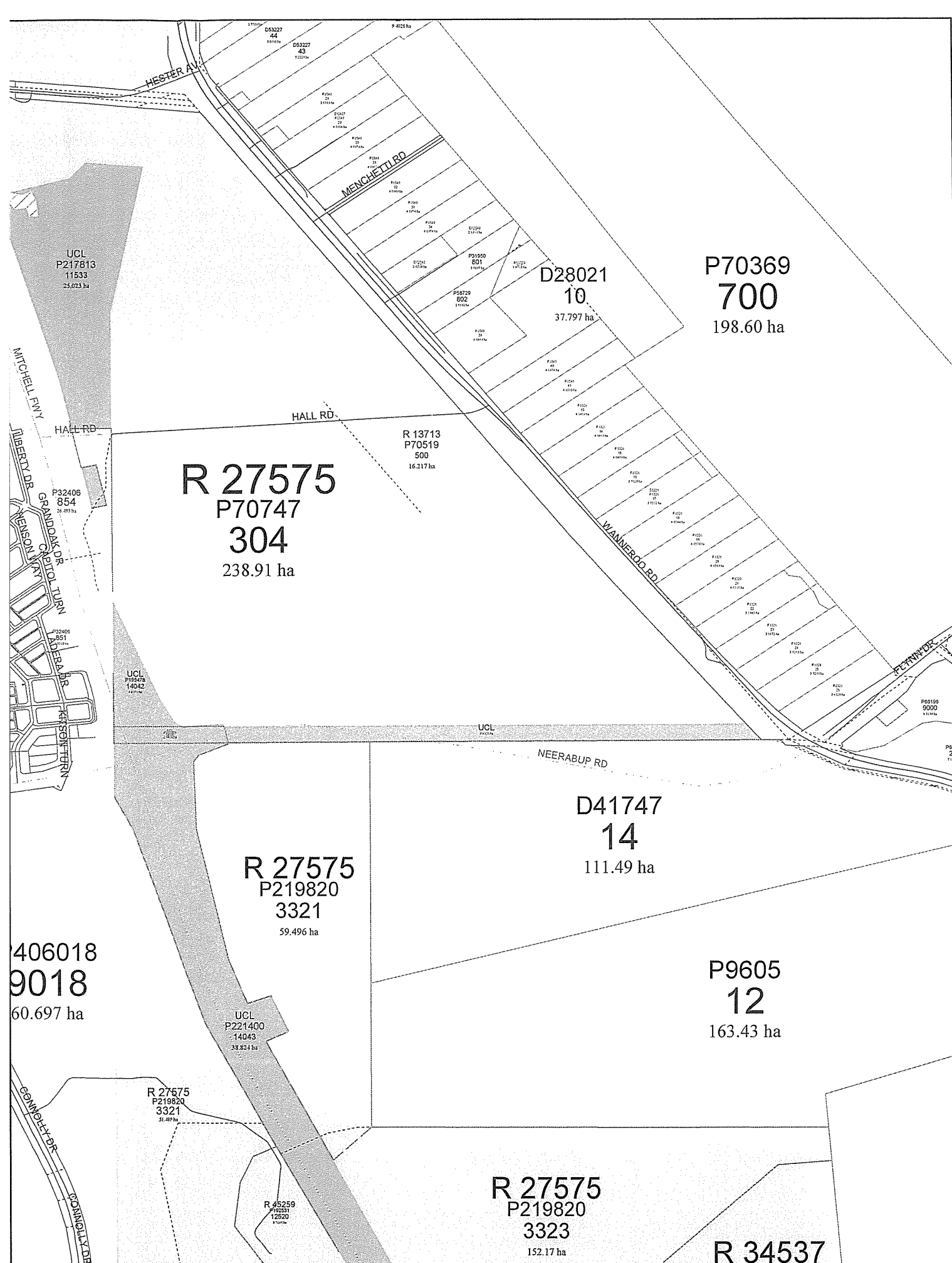


HELD BY LANDGATE IN DIGITAL FORMAT ONLY

0 100 200 300 400 500
SCALE 1:7500 @ A2

TYPE	CROWN	S.S.A. NO
PURPOSE	SUBDIVISION	
PLAN OF	LOTS 709, 711 & ROAD WIDENING (LOT 708)	
FORMER TENURE	LOT 3321 ON DP 219820 C/ TR LR3136-390	
LOCAL AUTHORITY	CITY OF WANNEROO	
LOCALITY	CLARKSON, NEERABUP, TAMALA PARK	
D.O.L. FILE	119-2015	
FIELD RECORD	130521	
SURVEYOR'S CERTIFICATE - REG 54 I, NEIL BARTLETT hereby certify that this plan is accurate and is a correct representation of the - (a) *survey; and/or (b) *calculations from measurements recorded in the field records, (* delete if inapplicable) undertaken for the purposes of this plan and that it complies with the relevant written law(s) in relation to which it is lodged. <i>Neil Bartlett</i> 12/03/2015 LICENSED SURVEYOR DATE		
LODGED 31-MAR-2015 \$0.00 17066145 DATE FEE PAID ASSESS No.		
I.S.C.		
EXAMINED DJH 21/4/15 DATE		
WESTERN AUSTRALIAN PLANNING COMMISSION FILE EXEMPT FROM WAPC APPROVAL Delegated under S.16 P&D Act 2005 DATE		
IN ORDER FOR DEALINGS SUBJECT TO RESERVE ACTION SEC 28(1) LAA FOR INSPECTOR OF PLANS AND SURVEYS 21/4/15 DATE		
APPROVED INSPECTOR OF PLANS AND SURVEYS (S. 18 Licensed Surveyors Act 1909) DATE		
 		
DEPOSITED PLAN 405360 SHEET 1 OF 1 SHEETS VERSION 1		

ANNEXURE 2



Scale : 1:14697 (Geographical)

MGA : SW=380080.9E,6491089.8N Zone 50 / NE=382990.0E,6495639.8N Zone 50

Lat/Long : 115°44'03.978", -31°42'33.464" / 115°45'56.436", -31°40'06.797" H 263mm by W 202mm

Printed : 09:53 Fri 12/Jun/2015

© Western Australian Land Information Authority 2015

This product is for information purposes only and is not guaranteed. The information may be out of date and should not be relied upon without further verification from the original documents. Where the information is being used for legal purposes then the original documents must be searched for all legal requirements.